

## State Water Resources Control Board

September 28, 2017

(Via email and Certified Mail)  
**CERTIFIED MAIL**  
**NO. 7015 1520 0001 7928 3157**

Mr. Mike Marzano  
Safety Program Manager  
Union Sanitary District  
5072 Benson Road  
Union City, California 94587  
[mikema@unionsanitary.ca.gov](mailto:mikema@unionsanitary.ca.gov)

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEMS  
LOCATED AT UNION SANITARY DISTRICT TREATMENT PLANT, 5072  
BENSON ROAD, UNION CITY**

Dear Mr. Marzano:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the USTs at your facility on September 12, 2017, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	<b>Failure to Monitor Product Piping</b> – The sensor in the unleaded piping sump is unable to detect a leak at the earliest opportunity because the sensor is not in a vertical position at the lowest point in the sump.	3	September 12, 2017	Ongoing	23 CCR 2630(d)
2	<b>Failure to Tag Monitoring Equipment</b> – The line leak detectors (LLD) in the diesel and unleaded motor vehicle fuel piping sumps are not tagged with a certification sticker.	1 & 3	September 12, 2017	Ongoing	23 CCR 2638(f)

No.	Violation	Tank	Start Date	Stop Date	Regulation
3	<b>Failure to Monitor Product Piping</b> – The sensor in the diesel generator piping sump is unable to detect a leak at the earliest opportunity because the test boots are on and the Schrader valve is not pointed down with the core removed.	2	September 12, 2017	Ongoing	23 CCR 2630(d)
4	<b>Failure to Maintain Site Map</b> – The site map did not show underground product piping for each UST system, including the vent and vapor recovery for the unleaded tank system.	All	September 12, 2017	Ongoing	23 CCR 2711(a)(8)
5	<b>Failure to Maintain Monitoring Plan</b> – The monitoring plan does not list LLDs for the diesel and unleaded motor vehicle fuel tanks, and lists “no” to spill bucket testing for all tanks.	All	September 12, 2017	Ongoing	H&SC 25286(a); 23 CCR 2632(d)(1), 2634(a),(b), (c)and(d), 2711(a)(9)

**You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and Union City Environmental Programs within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance.**

Please send all compliance documentation to the following:

**State Water Board**

Ms. Rebecca Green  
UST Enforcement Unit  
Office of Enforcement  
State Water Resources Control Board  
801 K Street, Suite 2300  
Sacramento, California 95814  
[rebecca.green@waterboards.ca.gov](mailto:rebecca.green@waterboards.ca.gov)

**Local CUPA**

Ms. Emily Hoe  
Environmental Programs Inspector  
Union City Environmental Programs  
34009 Alvarado-Niles Road  
Union City California, 94587  
[emilyh@unioncity.org](mailto:emilyh@unioncity.org)

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at [amantha.henkel@waterboards.ca.gov](mailto:amantha.henkel@waterboards.ca.gov).

Sincerely,



Amantha Henkel  
Senior Environmental Scientist  
UST Enforcement Unit  
**Office of Enforcement**

cc: *(via email only)*

Mr. Andrew Block  
Environmental Programs Manager  
Union City Environmental Programs  
[ablock@unioncity.org](mailto:ablock@unioncity.org)

Ms. Emily Hoe  
Environmental Programs Inspector  
Union City Environmental Programs  
[emilyh@unioncity.org](mailto:emilyh@unioncity.org)

Mr. Armando Lopez  
Manager, Treatment and Disposal Services  
Union City Sanitary District  
[armandol@unionsanitary.ca.gov](mailto:armandol@unionsanitary.ca.gov)

Mr. Tim Grillo  
Senior Process Engineer  
Union City Sanitary District  
[timg@unionsanitary.ca.gov](mailto:timg@unionsanitary.ca.gov)

Mr. Rich Czapkay  
C/S Coach  
Union City Sanitary District  
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Mr. Scott Martin  
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